

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

FCC 14M-1

In the Matter of	)	EB Docket No. 11-71
	)	
<b>MARITIME COMMUNICATIONS/LAND</b>	)	File No. EB-09-IH-1751
<b>MOBILE, LLC</b>	)	FRN: 0013587779
	)	
Participant in Auction No. 61 and Licensee of	)	
Various Authorizations in the Wireless Radio	)	
Services	)	
	)	Application File Nos.
Applicant for Modification of Various	)	0004030479, 0004144435,
Authorizations in the Wireless Radio Services	)	0004193028, 0004193328,
	)	0004354053, 0004309872,
Applicant with ENCANA OIL AND GAS (USA),	)	0004310060, 0004314903,
INC.; DUQUESNE LIGHT COMPANY, DCP	)	0004315013, 0004430505,
MIDSTREAM, LP; JACKSON COUNTY	)	0004417199, 0004419431,
RURAL MEMBERSHIP ELECTRIC	)	0004422320, 0004422329,
COOPERATIVE; PUGET SOUND ENERGY,	)	0004507921, 0004153701,
INC.; ENBRIDGE ENERGY COMPANY,	)	0004526264, and 0004604962
INC.; INTERSTATE POWER AND LIGHT	)	
COMPANY; WISCONSIN POWER AND	)	
LIGHT COMPANY; DIXIE ELECTRIC	)	
MEMBERSHIP CORPORATION, INC.;	)	
ATLAS PIPELINE-MID CONTINENT, LLC;	)	
AND SOUTHERN; CALIFORNIA REGIONAL	)	
RAIL AUTHORITY	)	
	)	
For Commission Consent to the Assignment of	)	
Various Authorizations in the Wireless Radio	)	
Service	)	

**ORDER**

**Issued: January 8, 2014**

**Released: January 8, 2014**

*Conference Called*

1. A prehearing conference **IS SET** for 10:00 a.m. on Thursday, January 16, 2014, in the Office of Administrative Law Judges' Courtroom (TW-A363) at Commission

Headquarters in Washington, DC.<sup>1</sup>

2. Counsel who have filed Notices of Appearance on behalf of Warren Havens and/or the SkyTel entities,<sup>2</sup> whether limited or otherwise,<sup>3</sup> and Technology Law Group, LLC counsel who sent a letter dated January 6, 2014, in response to *Memorandum Opinion and Order*, FCC 13M-22,<sup>4</sup> **SHALL PRESENT THEMSELVES** at the prehearing conference.<sup>5</sup> Also, counsel for Maritime and the Enforcement Bureau shall appear in person. Attendance of any other party is optional.

#### *Background*

3. Since Mr. Chen's withdrawal as Havens' and the SkyTel entities' counsel in 2013, Mr. Havens has represented that he has not secured counsel for this proceeding. These representations affected the Presiding Judge's rulings on motions to Mr. Havens' benefit. Yet it was recently disclosed that Mr. Havens retained at least four attorneys since May 2013 to assist his participation in this proceeding. Questions necessarily arise about Mr. Havens' *pro se* representations and counsel's failure to disclose their participations at the time they were retained.<sup>6</sup> Also, counsel's submitted descriptions of the scope of their assistance raise additional questions or need further explanation. Therefore, full discussion on the subject of Mr. Havens' representations *pro se* and via counsel in this proceeding is required at this time.

4. Attorneys identified above shall appear and each shall be prepared to explain fully the nature, scope, and objective of their representation of Mr. Havens and/or the SkyTel entities in this proceeding.

5. Each attorney shall also be prepared to specify the date he was retained to represent Mr. Havens and or/his affiliated companies, to state whether he was retained for all purposes or for agreed selective assistance, and to explain the scope and objective of each such assistance.

6. Each attorney shall be prepared to explain and describe how each task was assigned, to whom it was assigned, by whom it was assigned, and the scope and objective of any instructions given in connection with each assignment.

---

<sup>1</sup> Commission Headquarters is located at 445 12th Street SW, Washington, DC 20554.

<sup>2</sup> Environmental, LLC, Intelligent Transportation and Monitoring Wireless, LLC, Skybridge Spectrum Foundation, Telesaurus Holdings GB, LLC, and Verde Systems, LLC, and V2G LLC.

<sup>3</sup> James Ming Chen of Technology Law Group, LLC; Danny E. Ruhl and Timothy J. Anzenberger of Copeland, Cook, Taylor & Bush, P.A.

<sup>4</sup> Neil S. Ende of Technology Law Group, LLC.

<sup>5</sup> Mr. Havens' participation in this Prehearing Conference is required, but he is permitted to participate by telephone. He must inform the Presiding Judge's staff on or before January 14, 2014, if he intends to participate by telephone or in person. If he opts to participate by telephone, he will be given instructions on how to participate at that time. He shall bear any costs that arise in connection with this form of participation. Counsel are not permitted to participate by telephone.

<sup>6</sup> See Fed.R.Civ.P. 11(a); 47 CFR § 1.52.

7. Finally, each attorney shall be ready to: (1) explain and describe each pleading (or portion thereof) he prepared or assisted in preparing; (2) specify each paragraph of each pleading that he prepared or assisted in preparing; (3) specify each paragraph of each pleading known or believed to have been prepared by Mr. Havens or some other person.

**SO ORDERED.**

FEDERAL COMMUNICATIONS COMMISSION<sup>7</sup>

A handwritten signature in black ink, reading "Richard L. Sippel". The signature is written in a cursive, flowing style.

Richard L. Sippel  
Chief Administrative Law Judge

---

<sup>7</sup> Courtesy copies of this *Order* are e-mailed on issuance to each counsel and Mr. Havens.